

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

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MARTIN HOLMES, PATRICIA HOLMES,  
GERALD FOSTER, DAPHYNE FOSTER,  
ERNEST TEPPER, AND HELPING HANDS  
HOME IMPROVEMENT, LLC, individually  
and on behalf of all others similarly situated,

Plaintiffs,

Civil Action No. 3:19-cv-00466  
Crenshaw/Newbern

v.

JURY DEMANDED

LM INSURANCE CORPORATION,  
LIBERTY INSURANCE CORPORATION,  
LIBERTY MUTUAL FIRE INSURANCE  
COMPANY, AND SAFECO INSURANCE  
COMPANY OF AMERICA,

Defendants.

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NORTHSIDE CHURCH OF CHRIST,  
individually and on behalf of all others  
similarly situated,

Plaintiff,

Civil Action No. 3:20-cv-00184

v.

JURY DEMANDED

OHIO SECURITY INSURANCE  
COMPANY

Defendant.

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**PLAINTIFFS' MOTION FOR SERVICE AWARDS TO CLASS REPRESENTATIVES  
AND AWARDS OF ATTORNEYS' FEES, COSTS, AND  
EXPENSES TO CLASS COUNSEL**

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Pursuant to Rule 23(e) and (h) and Rule 54(d)(2) of the Federal Rules of Civil Procedure and the Parties' Settlement Agreement, Plaintiffs Martin Holmes, Patricia Holmes, Gerald Foster, Daphyne Foster, Ernest Tepper, Helping Hands Home Improvement, LLC, and Northside Church of Christ, on behalf of themselves and the proposed Settlement Classes ("Plaintiffs"), respectfully move the Court in the above-captioned action for an Order granting Plaintiffs' Motion for Service Awards to Class Representatives and Awards of Attorneys' Fees, Costs and Expenses to Class Counsel. Specifically, Plaintiffs respectfully move the Court for the following awards:

1. Attorney's fees to Class Counsel in the amount of \$1,816,053.00 (or approximately 17.9% of the total benefit made available to the class and without any reduction in the payments to be made to class members);
2. Litigation costs and expenses to Class Counsel in the amount of \$47,612.88 that were incurred in prosecuting this class action; and
3. Service awards to each of the class representative Plaintiffs in the amount of \$7,500 each for their service to the Settlement Class.

This Motion is based upon the Parties' Settlement Agreement and supporting documents, and the entire files and proceedings herein.

For the reasons set forth in the accompanying Memorandum of Law and accompanying Declarations of Plaintiffs' counsel, Plaintiffs respectfully request that the Court grant this Motion.

Dated: January 22, 2021

Respectfully submitted,

By: s/ J. Brandon McWherter  
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*Class Counsel*

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was filed and served via the Court's ECF filing system which will send electronic notices of same to all counsel of record on this the 22<sup>nd</sup> day of January, 2021:

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*s/ J. Brandon McWherter*